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9 Attorneys for Plaintiff
UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 KEVIN MCBRIDE,

16 Defendant.
17

No. 2:18-MJ-02999

STIPULATION RE: FILING OF
18 INFORMATION OR INDICTMENT PURSUANT
19 TO SPEEDY TRIAL ACT

20 Plaintiff United States of America, by and through its counsel
21 of record, the United States Attorney for the Central District of
22 California and Assistant United States Attorneys Lindsey Greer Dotson
23 and Joseph D. Axelrad, and defendant KEVIN MCBRIDE ("defendant"), by
24 and through defendant's counsel of record, Fredricco McCurry, hereby
25 stipulate as follows:

26 1. Defendant was arrested for a violation of 18 U.S.C. § 846
27 on November 8, 2018. Defendant signed a waiver of preliminary
28 hearing on or about November 15, 2018. The Speedy Trial Act of 1974,

1 18 U.S.C. § 3161(b), originally required that an information or
2 indictment be filed on or before December 7, 2018.

3 2. By this stipulation, the parties jointly move to continue
4 the date by which an information or indictment must be filed to
5 January 11, 2019. The parties further move to continue the post-
6 indictment arraignment in this matter from December 17, 2018 at 11
7 a.m. to January 15, 2019 at 11 a.m.

8 3. The parties agree and stipulate, and request that the court
9 find the following:

10 a. The ends of justice outweigh the interest of the
11 public and the defendant in the filing of an information or
12 indictment within the original date prescribed by the Speedy Trial
13 Act because:

14 i. The arrest of the defendant occurred at a time
15 such that it is unreasonable to expect return and filing of an
16 indictment within the period specified in Section 3161(b).

17 ii. The facts upon which the grand jury must base its
18 determination are unusual and complex and thus, it would be
19 unreasonable to expect return and filing of an indictment within the
20 period specified in Section 3161(b).

21 iii. The defendant, his counsel, and government
22 counsel need 35 days from December 7, 2018, to January 11, 2019, to
23 consider entering into a plea agreement prior to the filing of an
24 indictment or information.

25 4. Based on the foregoing, the parties request that the Court
26 find that for the purpose of computing time under the Speedy Trial
27 Act, 18 U.S.C. § 3161(b), within which an information or indictment
28 must be filed, the time period of December 7, 2018 to January 11,

2019 is deemed excludable pursuant to 18 U.S.C. § 3161(h) because it results from:

a. The ends of justice served by granting a continuance outweigh the best interest of the public and the defendant in a filing of an information or indictment within the period specified in Section 3161(b).


5. The parties agree and stipulate and request that the Court find that nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which an information or indictment must be filed.

IT IS SO STIPULATED.

Dated: November 29, 2018

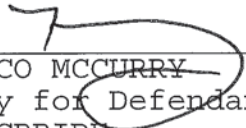
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LINDSEY GREER DOTSON
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Assistant United States Attorneys

Attorneys for Plaintiff
UNITED STATES OF AMERICA

Dated: November 29, 2018


FREDRICCO MCCURRY
Attorney for Defendant
KEVIN MCBRIDE

Dated: November 29, 2018


KEVIN MCBRIDE